



01-13-03

Express Mail No.: EL 500 577 931 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED
JAN 17 2003
TECH CENTER 1600/2900

Application of: Zou et al.

Confirmation No.: 4389

Application No.: 09/122,427

Group Art Unit: 1615

Filed: July 24, 1998

Examiner: G. Kishore

For: SUBMICRON LIPOSOME
SUSPENSIONS OBTAINED FROM
PRELIPOSOME LYOPHILATESAttorney Docket No.: 8449-238
(Previously: UTSC:584USC2)32/notice
of AppealNOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCESBet
1-2703Assistant Commissioner for Patents
Box AF
Washington, D.C. 20231

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated July 12, 2002 of the Primary Examiner finally rejecting claims 1, 3-9, 52-56 and 66-81 of the above-identified application.

The item(s) checked below are appropriate:

1. ☒ An extension of time for responding to the final rejection for 3 month(s):
☐ was filed on
☒ is submitted herewith.
2. ☒ Applicant has qualified for the 50% reduction in fee for an independent inventor, non profit organization or small business concern and a fee in the amount of \$160.00 is:
☐ Required.
☒ Not required (Fee paid in prior appeal of March 7, 2000).
3. ☒ Please charge the required fee, if any, to Pennie & Edmonds LLP Deposit Account No. 16-1150. A copy of this sheet is enclosed.

Respectfully submitted,

By:

Stephen K. Sullivan

Reg. No. 43,171

Date January 10, 2003

Adriane M. Antler

32,605

Adriane M. Antler

(Reg. No.)

01/28/2003 CBETANCO 00000006 161150 09122427
01 FC:2401 160.00 CHPENNIE & EDMONDS LLP
1155 Avenue of the Americas
New York, New York 10036-2711
(212) 790-9090